

No. 1-12-1761

NOTICE: This order was filed under Supreme Court Rule 23 and may not be cited as precedent by any party except in the limited circumstances allowed under Rule 23(e)(1).

IN THE
APPELLATE COURT OF ILLINOIS
FIRST JUDICIAL DISTRICT

BRUCE R. STICKLE,) Appeal from the Circuit
) Court of Cook County.
Plaintiff-Appellant,)
)
v.) No. 08 CH 23598
)
BANK OF NEW YORK as Trustee of TBW)
2007-1,) The Honorable
) Anthony Kyriakopoulos,
Defendant-Appellee.) Judge Presiding.

PRESIDING JUSTICE HOFFMAN delivered the judgment of the court.
Justices Cunningham and Rochford concurred in the judgment.

ORDER

¶ 1 *Held:* Appeal was dismissed for lack of jurisdiction.

¶ 2 The plaintiff, Bruce R. Stickle, appeals *pro se* from the circuit court's order denying his motion to vacate a prior order approving a foreclosure sale following a foreclosure complaint filed by the defendant, Bank of New York (as trustee of TBW 2007-1). On appeal, the plaintiff argues that the trial court erred in denying his motion, because the defendant never had possession of the mortgage note for the subject property, that the defendant attempted to take an invalid assignment

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of the mortgage note, and that the chain of title to the property was broken before the defendant obtained any interest in it. However, we conclude that we must dismiss this appeal for lack of jurisdiction.

¶ 3 The circuit court entered an order approving the judicial sale of the property on March 1, 2012, and the plaintiff filed his motion to vacate that order on March 30. On May 14, 2012, the circuit court entered an order denying the plaintiff's motion. The plaintiff filed a notice of appeal of that decision on Thursday, June 14, 2012.

¶ 4 Jurisdiction is conferred upon the appellate court only through the timely filing of a notice of appeal. *Berg v. Allied Security, Inc.*, 193 Ill. 2d 186, 189, 737 N.E.2d 160 (2000). A notice of appeal must be filed "within 30 days after the entry of the final judgment appealed from, or, if a timely posttrial motion directed against the judgment is filed, *** within 30 days after the entry of the order disposing of the last pending postjudgment motion." Ill. Sup. Ct. R. 303(a)(1) (eff. June 4, 2008).

¶ 5 Here, the circuit court entered the judgment the plaintiff seeks to appeal on May 14, and the plaintiff did not file a notice of appeal until 31 days later, on June 14. For that reason, the plaintiff's notice of appeal was not timely, and we lack jurisdiction over this appeal.

¶ 6 For the foregoing reasons, we dismiss the appeal.

¶ 7 Dismissed.